



PATENT
ATTORNEY DOCKET NO. 053933-5008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ichiro MORISHITA, *et al.*)
Application No.: 09/821,738)
Filed: March 30, 2001)
For: DYNAMIC CONTROL DIFFRACTION)
GRATING, INFORMATION READ/WRITE)
APPARATUS AND INFORMATION READ)
APPARATUS)

Confirmation No: 5464

Group Art Unit: 2655

Examiner: G. Patel

6/10 elect
10-1703
[Signature]

RECEIVED

SEP 23 2003

Technology Center 2600

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

In response to the restriction requirement set forth in the Office Action mailed August 20, 2003, the period for response to which extends through September 22, 2003 (first business day after PTO closings due to inclement weather), Applicants elect the invention defined by the Examiner as Group I, claims 1-8, for examination on the merits.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: September 22, 2003

By: _____

[Signature of David B. Hardy]

David B. Hardy
Reg. No. 47,362

Customer No. 009629
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004
Tel: 202.739.3000
DBH/fdb
1-WA/2053780.1